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Practitioner's Docket No. MPI01-018P1RNM

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

|                       |   |            |      |
|-----------------------|---|------------|------|
| In re application of: | Peter J. Olandt, Rachel E. Meyers and Katherine M. Galvin |            |      |
| Application No.:      | 10/074,527  | Group No.: | 1636 |
| Filed:                | February 12, 2002   | Examiner:  | N/A  |
| For:                  | 33945; A HUMAN GLYCOSYLTRANSFERASE AND USES THEREFOR      |            |      |

Commissioner for Patents  
Washington, D.C. 20231

TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT

IDENTIFICATION OF TIME OF FILING THE ACCOMPANYING  
INFORMATION DISCLOSURE STATEMENT

The information disclosure statement submitted herewith is being filed:

Within three months of the filing date of the application or date of entry into the national stage of an international application or before the mailing date of a first Office action on the merits, whichever event occurs last. 37 C.F.R. section 1.97(b).

OR

After three months of the filing date of this national application or the date of entry of the national stage as set forth in Section 1.491 in an international application or after the mailing date of the first Office action on the merits, whichever event occurred last but *before* the mailing date of either:

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CERTIFICATION UNDER 37 C.F.R. SECTIONS 1.8(a) and 1.10\*

I hereby certify that, on the date shown below, this correspondence is being:

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deposited with the United States Postal Service in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

37 C.F.R. SECTION 1.8(a)

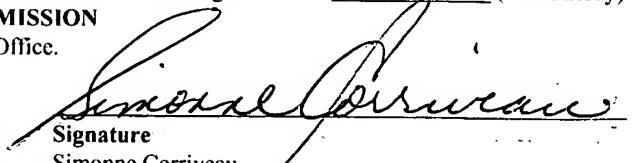
37 C.F.R. SECTION 1.10\*

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transmitted by facsimile to the Patent and Trademark Office.

  
Signature

Simonne Corriveau

(type or print name of person certifying)

Date: August 20, 2002

\*WARNING: Each paper or fee filed by "Express Mail" must have the number of the "Express Mail" mailing label placed thereon prior to mailing. 37 C.F.R. section 1.10(b). "Since the filing of correspondence under section 1.10 without the Express Mail mailing label thereon is an oversight that can be avoided by the exercise of reasonable care, requests for waiver of this requirement will not be granted on petition." Notice of Oct. 24, 1996, 60 Fed. Reg. 56,439, at 56,442.

- (1) a final action under Section 1.113,
- (2) a notice of allowance under Section 1.311, or
- (3) an action that otherwise closes prosecution in the application

whichever occurs first.

Accompanying this transmittal is the fee set forth in 37 C.F.R. Section 1.17(p) for submission of an information disclosure statement under Section 1.97(c). (\$180.00).

Each item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement. 37 C.F.R. Section 1.97(e)(1).

No item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application and to the knowledge of the person signing the statement after making reasonable inquiry, was known to any individual designated in Section 1.56(c) more than three months prior to the filing of the information disclosure statement. 37 C.F.R. Section 1.97(e)(2).

**OR**

The information disclosure statement transmitted herewith is being filed *after* a final action under Section 1.113, or a notice of allowance under Section 1.311, whichever occurs first, but before, or simultaneously with, the payment of the issue fee.

In accordance with the requirements of 37 C.F.R. Section 1.97(d):

A.  Accompanying this transmittal is the fee set forth in 37 C.F.R. Section 1.17(p) for submission of an information disclosure statement under Section 1.97(c). (\$180.00).

B.  Each item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement. 37 C.F.R. Section 1.97(e)(1).

C.  No item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application and to the knowledge of the person signing the statement after making reasonable inquiry, was known to any individual designated in Section 1.56(c) more than three months prior to the filing of the information disclosure statement. 37 C.F.R. Section 1.97(e)(2).

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**FEE PAYMENT**

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3.  The fee due is set forth in 37 C.F.R. Section 1.17(p) for submission of an information disclosure statement under Section 1.97(c) (\$180.00).

Applicant believes no fee is due in connection with this submission.

|  |         |        |
|--|---------|--------|
|  | Fee due | \$0.00 |
|--|---------|--------|

**METHOD OF PAYMENT OF FEE**

4.  Attached is a check in the amount of \$ \_\_\_\_\_.

Charge Account No. 501668 in the amount of \$0.00

A duplicate of this request is attached.

If any additional fees are due, please charge Account 501668.

|                        |  |
|------------------------|--|
| <u>August 20, 2002</u> | MILLENNIUM PHARMACEUTICALS, INC.<br>By <u>Tracy M. Sioussat</u><br>Tracy M. Sioussat<br>Registration No. 50,609<br>75 Sidney Street<br>Cambridge, MA 02139<br>Telephone - 617-374-7679<br>Facsimile - 617-551-8820 |
|------------------------|--|



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In re application of: Peter J. Olandt, Rachel E. Meyers and Katherine M. Galvin  
Application No.: 10/074,527 Group No.: 1636  
Filed: February 12, 2002 Examiner: N/A  
For: 33945, A HUMAN GLYCOSYLTRANSFERASE AND USES THEREFOR

Commissioner for Patents  
Washington, D.C. 20231

INFORMATION DISCLOSURE STATEMENT

List of Sections Forming Part of This Information Disclosure Statement

The following sections are being submitted for this Information Disclosure Statement:

1.  Preliminary Statements
2.  Forms PTO/SB/08A and 08B (substitute for Form PTO-1449)
3.  Copies of Listed Information Items Accompanying This Statement

Preliminary statements

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CERTIFICATION UNDER 37 C.F.R. SECTIONS 1.8(a) and 1.10\*

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I hereby certify that, on the date shown below, this correspondence is being:

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deposited with the United States Postal Service in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

37 C.F.R. SECTION 1.8(a)

37 C.F.R. SECTION 1.10\*

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as "Express Mail Post Office to Address"  
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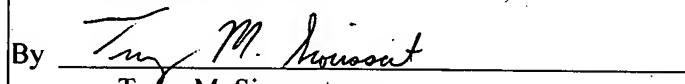
Applicants submit herewith patents, publications or other information, of which they are aware that they believe may be material to the examination of this application, and in respect of which, there may be a duty to disclose.

The filing of this information disclosure statement shall not be construed as a representation that a search has been made (37 C.F.R. section 1.97(g)), an admission that the information cited is, or is considered to be, material to patentability, or that no other material information exists.

The filing of this information disclosure statement shall not be construed as an admission against interest in any manner. Notice of January 9, 1992, 1135 O.G. 13-25, at 25.

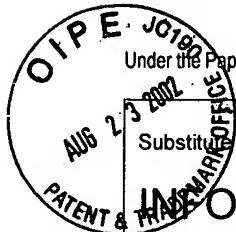
**Copies of Listed Information Items Accompanying This Statement**

Legible copies of all items listed in Forms PTO/SB/08A and 08B (substitute for Form PTO-1449) accompany this information statement.

|                        |   |
|------------------------|---|
| <u>August 20, 2002</u> | <b>MILLENNIUM PHARMACEUTICALS, INC.</b><br>By <br>Tracy M. Sioussat<br>Registration No. 50,609<br>75 Sidney Street<br>Cambridge, MA 02139<br>Telephone - 617-374-7679<br>Facsimile - 617-551-8820 |
|------------------------|---|



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Substitute for form 1449B/PTO

INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT

(use as many sheets as necessary)

Sheet 1 of 1

Complete if Known

|                      |                          |
|----------------------|--------------------------|
| Application Number   | 10/074,527               |
| Filing Date          | February 12, 2002        |
| First Named Inventor | Peter J. Olandt, et. al. |
| Group Art Unit       | 1636                     |
| Examiner Name        | N/A                      |

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## OTHER PRIOR ART -- NON PATENT LITERATURE DOCUMENTS

| Examiner Initials* | Cite No. <sup>1</sup> | Include the name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.  | T <sup>2</sup> |
|--------------------|-----------------------|--|----------------|
|                    | C1                    | STRAUSBERG, R., "Homo sapiens, Similar to hypothetical protein FLJ21212, clone MGC:24384 IMAGE:4064736; mRNA, complete cds.", 10 September 2001 (sequence) GenBank [online] Bethesda, MD, USA: National Center for Biotechnology Information [retrieved on August 19, 2002]. Retrieved from the Internet: URL: <a href="http://www.ncbi.nlm.nih.gov/">http://www.ncbi.nlm.nih.gov/</a> . GenBank Accession No. BC013945. |                |
|                    | C2                    | KAWABATA, A., et. al., "Homo sapiens cDNA: FLJ21212 fis, clone COL00502" 29 September 2000 (sequence) GenBank [online] Bethesda, MD, USA: National Center for Biotechnology Information [retrieved on August 19, 2002]. Retrieved from the Internet: URL: <a href="http://www.ncbi.nlm.nih.gov/">http://www.ncbi.nlm.nih.gov/</a> . GenBank Accession No. AK024865.  |                |
|                    | C3                    | OSADA, N., et. al., "Macaca fascicularis brain cDNA, clone:QnpA-17439" 20 September 2000 (sequence) GenBank [online] Bethesda, MD, USA: National Center for Biotechnology Information [retrieved on August 19, 2002]. Retrieved from the Internet: URL: <a href="http://www.ncbi.nlm.nih.gov/">http://www.ncbi.nlm.nih.gov/</a> . GenBank Accession No. AB048901.  |                |
|                    | C4                    | HAGEN, F.K., et. al., "polypeptide GalNAc transferase-T4 [Mus musculus]." 26 May 1997 (sequence) GenBank [online] Bethesda, MD, USA: National Center for Biotechnology Information [retrieved on August 19, 2002]. Retrieved from the Internet: URL: <a href="http://www.ncbi.nlm.nih.gov/">http://www.ncbi.nlm.nih.gov/</a> . GenBank Accession No. AAB58301.   |                |
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|--------------------|--|-----------------|--|
| Examiner Signature |  | Date Considered |  |
|--------------------|--|-----------------|--|

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup>Unique citation design number. <sup>2</sup>Applicant is to place a check mark here if English language Translation is attached.

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, D.C. 20231.

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